

**From:** [Brush, Jason](#)  
**To:** [Greczmiel, Horst](#)  
**Subject:** Accepted: Rosemont Mine Calls  
**Start:** Friday, March 27, 2015 12:00:00 PM  
**End:** Friday, March 27, 2015 1:00:00 PM  
**Location:** (b) (6) and after the beep enter passcode: [REDACTED]

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**From:** [Martynowicz, Trina](#)  
**To:** "[Cal Joyner](#)"; "[Jim Upchurch](#)"; [Kopocis, Ken](#); [Blumenfeld, Jared](#); [Bromm, Susan](#); [Rader, Cliff](#); [Goforth, Kathleen](#); "[Ann Acheson - CEO](#)"; "[Joe Carbone](#)"; "[Robert Bonnie](#)"; "[Meryl Harrell](#)"; [Meg.E.Gaffney-Smith@usace.army.mil](#); [Ann Acheson - CEO](#); [tpatelweynand@fs.fed.us](#); "[Dave Sire](#)"; [Thomas.Flanagan@nps.gov](#); [Marjorie.e.blaine@usace.army.mil](#); [David.J.Castanon@usace.army.mil](#)  
**Cc:** [Zito, Kelly](#); [Blumenfeld, Jared](#); [Ryerson, Teddy](#); [Diamond, Jane](#); [Brush, Jason](#); [Leidy, Robert](#); [Goforth, Kathleen](#); [Jessop, Carter](#); [Overman, Pamela](#)  
**Subject:** DRAFT Federal Agency Rosemont Statement  
**Date:** Friday, January 24, 2014 4:56:31 PM  
**Attachments:** [DRAFTRmontStatement1-24-13.docx](#)

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Hello all –

Per the discussion today on our joint Federal agency call, here is a draft multi-agency statement regarding next week's visit. Please send Kelly Zito ([zito.kelly@epa.gov](mailto:zito.kelly@epa.gov)) **edits by noon Pacific time on Monday 1/27/14**. We will distribute the final version by 2 p.m. Pacific on Monday. Thank you and have a great weekend!

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1/24/14

DRAFT ROSEMONT STATEMENT – NOT FOR PUBLIC DISTRIBUTION

**B5 Deliberative**

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

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Trina Martynowicz  
Special Assistant to the Regional Administrator  
U.S. EPA Region 9  
75 Hawthorne St. (ORA-1)  
San Francisco, CA 94105  
415.972.3474  
[Martynowicz.Trina@epa.gov](mailto:Martynowicz.Trina@epa.gov)

**From:** [Brush, Jason](#)  
**To:** [Greczmiel, Horst](#)  
**Cc:** [Goforth, Kathleen](#); [Diamond, Jane](#); [Dunning, Connell](#); [Jessop, Carter](#); [Goldmann, Elizabeth](#); [Leidy, Robert](#); [Martynowicz, Trina](#); [Campbell, Rich](#); [Johnson, Kathleen](#)  
**Subject:** EPA RA briefing paper on current Rosemont mitigation status  
**Date:** Friday, March 21, 2014 12:38:00 PM  
**Attachments:** [Assessment Update.docx](#)

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Hi Horst – At Jared’s request, I’m forwarding a 1-sheet we prepared last night on current status of the mitigation. It includes **B5 Deliberative** [REDACTED]

[REDACTED] Please use this for your information only, and feel free to call me with any questions.

Best, Jason

Jason A. Brush  
Supervisor, Wetlands Office  
U.S. Environmental Protection Agency, Region 9  
75 Hawthorne Street (WTR-8)  
San Francisco, CA 94105

~~~~~  
desk: 415.972.3483  
fax: 415.947.3537  
~~~~~

**From:** [Brush, Jason](#)  
**To:** [Project Evaluation Program](#); [Jim deVos](#); [Joyce M. Francis](#); [Linda Pollock](#); [John Windes](#)  
**Cc:** [Marjorie.E.Blaine@usace.army.mil](#); [Goldmann, Elizabeth](#); [Leidy, Robert](#); [Jessop, Carter](#); [Campbell, Rich](#)  
**Subject:** EPA Region 9 comments: Rosemont Copper Project draft 401 certification  
**Date:** Monday, April 07, 2014 6:08:00 PM  
**Attachments:** [Rosemontdraft401cert.EPAcommentltr.pdf](#)

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Dear Mr. DeVos: Thank you for the copy of the Department's comments to ADEQ on the subject 401 certification. Attached please find EPA's comments on same, FYI.

Jason A. Brush  
Supervisor, Wetlands Office  
U.S. Environmental Protection Agency, Region 9  
75 Hawthorne Street (WTR-8)  
San Francisco, CA 94105

~~~~~  
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~~~~~

---

**From:** Project Evaluation Program [mailto:PEP@azgfd.gov]  
**Sent:** Monday, April 07, 2014 2:15 PM  
**To:** rosemont401comments@azdeq.gov  
**Cc:** Marjorie.E.Blaine@usace.army.mil; Brush, Jason; Jim deVos; Joyce M. Francis; Linda Pollock; John Windes  
**Subject:** AGFD Comments:Rosemont Copper Project/Application No: SPL-2008-00816-MB

Attached are comments of the Arizona Game and Fish Department regarding *Draft CWA Section Conditional State Water Quality 401 Certification for a USACE CWA 404 Individual Permit to Ms. Katherine Arnold, Rosemont Copper Company*, Public Notice/ACOE Application No. SPL-2008-00816 MB; ADEQ LTF No. 55425; 401 cert reading file rs314:005.

The Arizona Game and Fish Department welcomes this opportunity to submit comments to the above-described Draft 401 Certification.

*Jim deVos*  
Assistant Director  
Wildlife Management Division  
Arizona Game & Fish Department  
5000 W Carefree Highway  
Phoenix AZ 85086-5000  
623-236-76302  
623-236-7366 (Fax)  
[jdevos@azgfd.gov](mailto:jdevos@azgfd.gov)





[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

7. OCTA: non responsive [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

I miss anything? ☺

Jason

**Jason A. Brush**

**Supervisor, Wetlands Section**

**U.S. Environmental Protection Agency, Region 9**

**75 Hawthorne Street (WTR-2-4)**

**San Francisco, CA 94105**

~~~~~

**desk: 415.972.3483**

~~~~~

**From:** [Martynowicz, Trina](#)  
**To:** [Brush, Jason](#); [Goforth, Kathleen](#); [Diamond, Jane](#); [Bromm, Susan](#); [Kaiser, Russell](#); [Greczmiel, Horst](#)  
**Cc:** [Ryerson, Teddy](#); [Goldmann, Elizabeth](#)  
**Subject:** Final EPA Staff and Horst Itinerary and Jared: Rosemont  
**Date:** Monday, January 27, 2014 4:22:54 PM  
**Attachments:** [Map to RAC.pdf](#)  
[Rosemont Visit Tucson012814 final.docx](#)  
[DRAFT Proposed Itinerary for Rosemont Visit EPA and Horst 012714 v2.docx](#)  
**Importance:** High

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Attached is the final itinerary for the Rosemont trip for all EPA staff and Horst, excluding Jared. See the additional attachment for Jared's itinerary so you're aware of his other two meetings. From the last version of the itinerary you received on Friday, the key changes are as follows:

- tribal participants for the meeting tomorrow/Tuesday
- dinner location for EPA, Horst and the Corps tomorrow
- changed start time for the tour on Wed- see the itinerary, but essentially you're now leaving the hotel at 7am to meet at Empire Ranch/Las Cienegas National Conservation Area (LCNCA)
- reminder on the suggested dress- since you'll be at Empire at 8am, make sure to bring layers, as it may be in the 40's though the day may warm up to 70's
- attached is a map of the meeting location for Sonoita Cree Ranch which the Corps emailed out
- minor additions of BLM and USFWS participant names

Elizabeth will print this final itinerary and map, which will be included in your briefing packet. Since Jason, Susan, Russ and Horst are already in Tucson, Rob will bring your briefing packets, which include this itinerary. He will see you at the Pima County meeting tomorrow to deliver such.

FYI- as you're aware from my various emails which you were cc'ed, I created itineraries for all of the other federal, state, local and tribal governments involved throughout the various trip.

If you need me for anything ASAP, please call my work cell: 415 (b) (6)

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**From:** [Martynowicz, Trina](#)  
**To:** [Timothy Shannon](#); "Cal Joyner"; "Jim Upchurch"; "Ann Acheson - CEQ"; "Joe Carbone"; "Robert Bonnie"; "Meryl Harrell"; [Meg.E.Gaffney-Smith@usace.army.mil](mailto:Meg.E.Gaffney-Smith@usace.army.mil); "Ann Acheson - CEQ"; [tpatelweynand@fs.fed.us](mailto:tpatelweynand@fs.fed.us); "Dave Sire"; [Thomas\\_Flanagan@nps.gov](mailto:Thomas_Flanagan@nps.gov); Diebolt, Sallie SPL; [msvogel@fs.fed.us](mailto:msvogel@fs.fed.us); [Shannon, Timothy](#); [Jason\\_Douglas@fws.gov](mailto:Jason_Douglas@fws.gov)  
**Cc:** [Diamond, Jane](#); [Brush, Jason](#); [Leidy, Robert](#); [Goforth, Kathleen](#); [Greczmiel, Horst](#); [Marjorie.e.blaine@usace.army.mil](mailto:Marjorie.e.blaine@usace.army.mil); [Sallie SPL Diebolt](#); [David J SPL Castanon](#); [Ryerson.Teddy](#); [Blumenfeld, Jared](#)  
**Subject:** Final Rosemont AZ Itinerary for Federal Agency Participants  
**Date:** Monday, January 27, 2014 4:23:09 PM  
**Attachments:** [Map to RAC.pdf](#)  
[DRAFT Proposed Itinerary for Fed Agency Meetings and Visit Rosemont Mine 012714 v1.docx](#)

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Attached is the final itinerary for the Rosemont Mine tour for the various federal agency participants beginning at 8am on Wednesday, as well as the meeting led by Horst on Thursday. Please note the changed start time for the Empire Ranch/tour of the Las Cienegas National Conservation Area. We were able to shave off 30 minutes, thus will be meeting at 8am.

Note: Please dress in jeans, layers, and a comfortable shirt, as Empire Ranch will be chilly in the morning or could be a low of 40' and high in the 70's. The terrain can be rugged so appropriate footwear (hiking boots) should be worn, not dress shoes or sandals. Bring a hat and wear sunscreen. Lunch will be provided by Rosemont Mine and will have a selection of foods to accommodate vegetarians. Please bring \$10 in cash for lunch and water.

See Marjorie Blaine's email from Saturday, January 25, 2014 at 5:20 PM PST for the final Corps and Mine tour itinerary.

On behalf of Jared Blumenfeld and the other EPA participants, we look forward to this trip!

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---

**From:** Gaudario, Abigail on behalf of Blumenfeld, Jared  
**Sent:** Friday, January 24, 2014 11:47:32 AM  
**To:** 'Cal Joyner ([cjoyner@fs.fed.us](mailto:cjoyner@fs.fed.us))'; 'Jim Upchurch ([jupchurch01@fs.fed.us](mailto:jupchurch01@fs.fed.us))'; Kopocis, Ken; Blumenfeld, Jared; Bromm, Susan; Rader, Cliff; Goforth, Kathleen; 'Ann Acheson - CEQ ([aacheson@fs.fed.us](mailto:aacheson@fs.fed.us))'; 'Joe Carbone ([jcarbone@fs.fed.us](mailto:jcarbone@fs.fed.us))'; 'Robert Bonnie ([robert.bonnie@osec.usda.gov](mailto:robert.bonnie@osec.usda.gov))'; 'Meryl Harrell ([meryl.harrell@osec.usda.gov](mailto:meryl.harrell@osec.usda.gov))'; 'Blaine, Marjorie E SPL'; 'Castanon, David J SPL'; [Meg.E.Gaffney-Smith@usace.army.mil](mailto:Meg.E.Gaffney-Smith@usace.army.mil); Ann Acheson - CEQ ([aacheson@fs.fed.us](mailto:aacheson@fs.fed.us)); [tpatelweynand@fs.fed.us](mailto:tpatelweynand@fs.fed.us); 'Dave Sire ([david\\_sire@ios.doi.gov](mailto:david_sire@ios.doi.gov))'; [Thomas\\_Flanagan@nps.gov](mailto:Thomas_Flanagan@nps.gov); David Cottingham ([David\\_Cottingham@fws.gov](mailto:David_Cottingham@fws.gov)); Larry Bright ([Larry\\_bright@fws.gov](mailto:Larry_bright@fws.gov)); 'Edwin Roberson'; 'Deborah Rawhouser ([drawhous@blm.gov](mailto:drawhous@blm.gov))'  
**Cc:** Ryerson.Teddy; Blumenfeld, Jared; Greczmiel, Horst  
**Subject:** RE: Rosemont AZ Meetings Schedule

Horst and other federal colleagues:

Attached is the latest itinerary for the Rosemont trip. We have only included the joint meetings that include the larger federal family in this itinerary. The Army Corps is taking the lead in the itinerary for the proposed Rosemont Mine site which begins at Sonoita Creek Ranch at 10:30am on the 29<sup>th</sup>. (That specific itinerary is not included in this document.)

There are a few gaps regarding participants, POCs, cell numbers, etc. Please email that information, as well as any updates/changes, to my Special Assistant Trina Martynowicz at [Martynowicz.Trina@epa.gov](mailto:Martynowicz.Trina@epa.gov). We hope to send a "final" itinerary to all of you later today.

Looking forward to our call today and to seeing everyone next week in Arizona!

*Jared*

*Abigail Gaudario*

*Office of the Regional Administrator*

*US EPA, Pacific Southwest Region 9*

*75 Hawthorne*

*San Francisco, CA 94105*

*(415) 947-4238*

*(415) 947-3588 - fax*

*[gaudario.abigail@epa.gov](mailto:gaudario.abigail@epa.gov)*

**From:** [Martynowicz, Trina](#)  
**To:** [Marjorie.E.Blaine@usace.army.mil](mailto:Marjorie.E.Blaine@usace.army.mil)  
**Cc:** [Brush, Jason](#); [Goforth, Kathleen](#); [Diamond, Jane](#)  
**Subject:** FW: Corps' Draft Itinerary 28-29 Jan 2014 (UNCLASSIFIED)  
**Date:** Wednesday, January 22, 2014 6:35:11 PM  
**Attachments:** [DRAFT Proposed Itinerary for Rosemont Visit Corps 012214 v1.docx](#)

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Marjorie,

Attached is our EPA itinerary for our joint meeting with the TON tribe on the 28<sup>th</sup>, tour of the proposed mine site on the 29<sup>th</sup>, as well as a potential meeting Horst is convening on the 30<sup>th</sup>. Were you aware of such meeting on the 30<sup>th</sup> since I didn't see it in your itinerary. We are hoping this meeting could last from 8-11am so our EPA Headquarters participants can fly back to DC that day.

We will share the exact Google map location for the TON meeting once I receive it.

We would love to have the cell phone number for you or someone from the Corps, as well as the Rosemont Mine who are attending this trip, just in case we're lost or delayed.

I've noted the potential dinner between Jared, the Col. and Horst on the 28<sup>th</sup>. Please let us know if she would or would not like such to happen. Either is fine with us, though Jared would like to dine or have one on one time with her.

In addition, the Mine CEO has requested to meet with Jared, possibly over dinner on the 28<sup>th</sup>. This is only tentative. I can keep you apprised of such and if this could also include the Col.

Please let me know if you have any questions or need anything else. Thank you!

Trina Martynowicz  
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San Francisco, CA 94105  
415.972.3474  
[Martynowicz.Trina@epa.gov](mailto:Martynowicz.Trina@epa.gov)

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**From:** Brush, Jason  
**Sent:** Wednesday, January 22, 2014 3:28 PM  
**To:** Diamond, Jane; Jessop, Carter; Goforth, Kathleen; Martynowicz, Trina  
**Subject:** Corps' Draft Itinerary 28-29 Jan 2014 (UNCLASSIFIED)

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**From:** Goldmann, Elizabeth  
**Sent:** Wednesday, January 22, 2014 3:27 PM  
**To:** Leidy, Robert; Brush, Jason  
**Subject:** FW: Draft Itinerary 28-29 Jan 2014 (UNCLASSIFIED)

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**From:** Blaine, Marjorie E SPL [<mailto:Marjorie.E.Blaine@usace.army.mil>]  
**Sent:** Wednesday, January 22, 2014 2:17 PM  
**To:** Imamura, Jeanne H SPL; Van Dorpe, David M SPL; Castanon, David J SPL; Diebolt, Sallie SPL; Goldmann, Elizabeth; Upchurch, Jim -FS; Vogel, Mindy S -FS; Greczmiel, Horst; Kathy Arnold; Jamie Sturgess; Brian Lindenlaub; Greg Williams; Jessop, Carter  
**Subject:** Draft Itinerary 28-29 Jan 2014 (UNCLASSIFIED)

Classification: UNCLASSIFIED  
Caveats: NONE

Attached is a draft itinerary for meetings on 28 and 29 January 2014 regarding the proposed Rosemont Copper Mine.

Please review the itinerary and provide any changes to me (please use redline track changes) by COB Friday, January 24. I would greatly appreciate it if you could provide any missing names of participants from your agency or, where attendance appears to be tentative, please confirm.

Thank you very much. I look forward to seeing everyone and appreciate your cooperation.

*Marjorie Blaine*

Senior Project Manager/Biologist  
U.S. Army Corps of Engineers  
Tucson Project Office, Regulatory Division  
5205 E. Comanche Street  
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(520) 584-1684 (phone)  
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Classification: UNCLASSIFIED  
Caveats: NONE

**From:** [Brush, Jason](#)  
**To:** [Castanon, David J SPL](#)  
**Subject:** Fw: Corps letter to Rosemont--from Tony  
**Date:** Thursday, May 15, 2014 2:35:42 PM  
**Attachments:** [Corps ltr to RM 13May2014.pdf](#)

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Hi Dave. Next time, can we get letters from you instead of the press? Thanks - Jason

Sent from my BlackBerry 10 smartphone on the Verizon Wireless 4G LTE network.

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**From:** PerezSullivan, Margot <PerezSullivan.Margot@epa.gov>  
**Sent:** Thursday, May 15, 2014 1:19 PM  
**To:** Brush, Jason; Leidy, Robert; Goldmann, Elizabeth  
**Subject:** FW: Corps letter to Rosemont--from Tony

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Here's the letter

Margot Perez-Sullivan  
U.S. Environmental Protection Agency  
D: 415.947.4149 C: 415.412.1115 E:perezsullivan.margot@epa.gov

---

**From:** Tony Davis [mailto:(b) (6)]  
**Sent:** Thursday, May 15, 2014 1:14 PM  
**To:** PerezSullivan, Margot  
**Subject:** Corps letter to Rosemont--from Tony

Margot,

The May 13 Corps letter I mentioned to you is attached.

Sincerely,

Tony Davis

(b) (6) C  
520-806-7746 O

**From:** [Brush, Jason](#)  
**To:** [Greczmiel, Horst](#)  
**Cc:** [Blumenfeld, Jared](#); [Diamond, Jane](#); [Ryerson, Teddy](#); [Martynowicz, Trina](#); [Blaine, Marjorie E SPL](#); [Castanon, David J SPL](#); [Johnson, Kathleen](#)  
**Bcc:** [Goldmann, Elizabeth](#); [Leidy, Robert](#); [Jessop, Carter](#); [Goforth, Kathleen](#); [Dunning, Connell](#); [Kaiser, Russell](#); [Miller, Clay](#)  
**Subject:** FW: EPA Region 9's call notes from 3/6 discussion with P. Cunningham and J. Sturgess  
**Date:** Friday, March 07, 2014 12:56:00 PM

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Horst – As discussed on today's call, below are my brief notes on yesterday's discussion with RM.

Jason A. Brush  
Supervisor, Wetlands Office  
U.S. Environmental Protection Agency, Region 9  
75 Hawthorne Street (WTR-8)  
San Francisco, CA 94105

~~~~~  
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~~~~~

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**From:** Brush, Jason  
**Sent:** Thursday, March 06, 2014 3:02 PM  
**To:** 'Patrick Cunningham'; Diamond, Jane  
**Cc:** Leidy, Robert; Campbell, Rich; Blaine, Marjorie E SPL  
**Subject:** Rosemont call notes

Patrick – Just wanted to take this opportunity while it's fresh to thank you for the call, and provide a few brief bullet points in summary for Jane's benefit.

- Rosemont is interested in what "voluntary measures" might be taken to mitigate concerns EPA has addressed.
- EPA reiterated that we only seek mitigation required under the applicable law and regulations. The Corps expressed concerns on how any theoretical voluntary measures could be enforced.
- The Corps and EPA agreed that the significant challenges facing Rosemont now regarding mitigating the direct impacts alone should be the priority.
- EPA and the Corps reiterated that we currently have no proposal to react to, but we described again the landscape impacts proposed, and the expectation of mitigation commensurate with that impact, consistent with guidance and regulation that we've frequently cited and described in our letters.
- The Corps reported that under their mitigation checklist, the Sonoita site proposed by Rosemont might provide ~2 acres of WUS mitigation credit against the ~40 ac WUS direct impacts of the mine.
- In addition to "watershed approach," we discussed the issue of preservation, and

the factors needed to consider preservation acreage as mitigation, including whether the WUS on prospective preserves are under threat of loss.

- The Corps reiterated that State Trust Lands---both as a general class, and as a specific list identified by Pima county---have been up for exploration in conversations with them for a few years now. Although such lands remain conceptually “worth exploring,” (in that they could potentially address issues of preservation risk and watershed functions), EPA and the Corps agreed that their potential use for mitigation at this late date is extremely challenging.
- EPA believes that, due to the time it would take to secure yet-to-be-identified STL parcels, secure them, and develop a plan incorporating them into a WUS mitigation strategy, use of STL at this late date is not likely to be successful. For the Corps to issue a permit, it will not be acceptable to identify a parcel with the future promise of mitigation value; such a “plan” would not be final as defined by the Mitigation Rule.

Jason A. Brush  
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U.S. Environmental Protection Agency, Region 9  
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~~~~~

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~~~~~

**From:** [Martynowicz, Trina](#)  
**To:** [Greczmiel, Horst](#)  
**Cc:** [Gaudario, Abigail](#); [Diamond, Jane](#); [Brush, Jason](#); [Leidy, Robert](#); [Goforth, Kathleen](#)  
**Subject:** Horst Revised Itinerary for EPA: Rosemont Meeting  
**Date:** Friday, January 24, 2014 7:40:41 PM  
**Attachments:** [Jason Brush.pdf](#)  
[Susan Bromm.pdf](#)  
[Pima County Driving A Level Parking Map.pdf](#)  
[DRAFT Proposed Itinerary for Rosemont Visit EPA and Horst 012414 v5.docx](#)  
**Importance:** High

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Hi Horst,

I've attached a revised itinerary which includes all of the travel information for all EPA staff. Since you're traveling a lot with them throughout your time in Tucson (i.e., Pima County, TON Tribal and Walden's meetings), I thought you would find this information helpful.

You are staying at the Windmill hotel, correct, which is where everyone from EPA is staying?

Please call my office number, which will go directly to my cell phone, if you need anything prior to 9am PST on Monday.

Trina Martynowicz  
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[Martynowicz.Trina@epa.gov](mailto:Martynowicz.Trina@epa.gov)

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**From:** Martynowicz, Trina  
**Sent:** Friday, January 24, 2014 7:38 PM  
**To:** Bromm, Susan; Brush, Jason; Kaiser, Russell  
**Cc:** Diamond, Jane; Leidy, Robert  
**Subject:** Revise Itinerary for EPA: Rosemont Meeting  
**Importance:** High

Hi Susan, Russ and Jason,

Russ, per my email earlier today, I don't believe I received your flight information to Tucson. Are you on the same flight as Susan, which departs DCA at 8:20am and lands in Tucson, via DFW, at 1:50pm on Monday, 1/27?

Susan and Jason Brush in Region 9 are both are landing at 2pm (I've attached both of their travel flight schedules so you all have such). Susan has a rental car reserved at Dollar; Jason does not have a rental car. I suggest that her and Jason meet at Dollar and Susan drive to the hotel. Everyone is staying at the Windmill Hotel.

See the PDF map for the location of the Pima County meeting, which is on Tues. at 1pm.



The attached is a pretty solid version of the itinerary. Please note that it is not yet final (I'm still waiting on a few minor details/locations highlighted in yellow), but I wanted to make sure I sent you something with most all of the driving direction so you can print everything out prior to your flight on Monday.

Please call my office number, which will go directly to my cell phone, if you need anything prior to 9am PST on Monday.

Trina Martynowicz  
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[Martynowicz.Trina@epa.gov](mailto:Martynowicz.Trina@epa.gov)

**From:** [Martynowicz, Trina](#)  
**To:** [Marjorie.e.blaine@usace.army.mil](#); [Castanon, David J SPL](#); [Diebolt, Sallie SPL](#)  
**Cc:** [Diamond, Jane](#); [Brush, Jason](#); [Leidy, Robert](#); [Goforth, Kathleen](#)  
**Subject:** Joint Army Corps and EPA Rosemont Itinerary  
**Date:** Monday, January 27, 2014 1:45:23 PM  
**Attachments:** [DRAFT Proposed Itinerary for Corps and EPA Meetings and Visit Rosemont Mine 012714 v1.docx](#)

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Attached is the final itinerary that lists the joint EPA and Army Corps Tribal meeting and dinner tomorrow, site visits, and the meeting lead by Horst on Thursday.

FYI- I will send the final itinerary to the other Rosemont participants for the tour of LCNCA from 8-9:40am on Wednesday, as well as Horst's meeting on Thursday soon.

Please note that their itinerary did not include the EPA-Corps only meeting, which are included in your attached itinerary.

I'm just awaiting the final number of Corps staff who will be joining us and Horst for dinner tomorrow. Please send that before 5pm today and I'll revise our reservation final numbers.

Please let me know if you have any questions. We really look forward to this trip!

Trina Martynowicz  
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**From:** [Martynowicz, Trina](#)  
**To:** [Castanon, David J SPL](#); [Marjorie.e.blaine@usace.army.mil](mailto:Marjorie.e.blaine@usace.army.mil)  
**Cc:** [Leidy, Robert](#); [Brush, Jason](#); [Goldmann, Elizabeth](#)  
**Subject:** Location for Sonoita Creek  
**Date:** Sunday, January 26, 2014 3:25:23 PM

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Hi Dave and Marjorie,

Can you please send an exact location for meeting for the Sonoita Creek Ranch site and Rosemont Ranch House ASAP so we can print out driving directions tomorrow? I also need to see the distance from these locations and the Tucson airport so Jared knows what time to depart the tour to catch his flight.

I also noticed on your latest itinerary that you need to update it with the final list of EPA participants, as Russ and Jason just recently decided to join:

<b>Name</b>	<b>Title, Organization</b>	<b>Agency Lead Point of Contact Name &amp; Cell Phone</b>
<b>EPA Region 9, Pacific Southwest</b> Jared Blumenfeld Jane Diamond Jason Brush Rob Leidy Kathleen Goforth	Regional Administrator Director, Office of Water Manager, Wetlands Office Wetlands Office Manager, Environmental Review Office	Jason (b) (6)
<b>EPA Headquarters, DC</b> Russell Kaiser  Susan Bromm	Regulatory Branch Chief, Wetlands Division Director, Office of Enforcement and Compliance Assurance, Office of Federal Activities	Russell (b) (6)  Susan (b) (6)

Thanks!

Trina Martynowicz  
Special Assistant to the Regional Administrator  
U.S. EPA Region 9  
75 Hawthorne St. (ORA-1)  
San Francisco, CA 94105  
415.972.3474  
[Martynowicz.Trina@epa.gov](mailto:Martynowicz.Trina@epa.gov)

**From:** [Brush, Jason](#)  
**To:** [Castanon, David J SPL](#)  
**Bcc:** [Goldmann, Elizabeth](#); [Leidy, Robert](#); [Amato, Paul](#); [Woo, Nancy](#)  
**Subject:** Monday logistics and agenda  
**Date:** Friday, July 18, 2014 6:46:00 PM

---

Hi Dave – I think you had said you're arriving late morning and planning to come to 75 Hawthorne where we'd meet in the lobby for a lunch meeting. Is that right? If you don't have it, my cell is (b) (6)

For our update, I'd like to go over with you some EPA reorg stuff, and my own office strategic planning work, to maybe get your thoughts on what you think might be most helpful to the Corps as we shift resources and focus a bit. I'd also like to check in on WUS outreach, Rosemont, and opportunities to re-connect Col Toy and Jared. Other topics?

Have a great weekend and see you Monday - Jason

Jason A. Brush  
Supervisor, Wetlands Office  
U.S. Environmental Protection Agency, Region 9  
75 Hawthorne Street (WTR-8)  
San Francisco, CA 94105

~~~~~  
desk: 415.972.3483  
fax: 415.947.3537  
~~~~~

**From:** [Martynowicz, Trina](#)  
**To:** [Maura.Kwiatkowski@pima.gov](mailto:Maura.Kwiatkowski@pima.gov)  
**Cc:** [Brush, Jason](#); [Goldmann, Elizabeth](#); [Goforth, Kathleen](#); [Diamond, Jane](#); [Leidy, Robert](#)  
**Subject:** Pima County: Meeting on January 28th with EPA and CEQ and Tour of Rosemont on the 29th  
**Date:** Monday, January 27, 2014 1:13:28 PM  
**Attachments:** [Map to RAC.pdf](#)  
[DRAFT Proposed Itinerary for Rosemont Visit Pima County 012714 v1.docx](#)

---

Hi Maura,

Attached is the final itinerary for both the EPA and Pima County meeting with Huckelberry, as well as the Rosemont trip on Wednesday. We look forward to seeing you at your office tomorrow/Tuesday and Empire Ranch to tour the Las Cienegas National Conservation Area (LCNCA) at 8am on Wednesday.

For the tour on Wednesday: please dress in jeans, layers, and a comfortable shirt, as Empire Ranch will be chilly in the morning or could be a low of 40' and high in the 70's. The terrain can be rugged so appropriate footwear (hiking boots) should be worn, not dress shoes or sandals. Lunch will be provided by Rosemont Mine and will have a selection of foods to accommodate vegetarians. Please bring \$10 in cash for lunch and water.

Please let me know if you have any questions.

Trina Martynowicz  
Special Assistant to the Regional Administrator  
U.S. EPA Region 9  
75 Hawthorne St. (ORA-1)  
San Francisco, CA 94105  
415.972.3474  
[Martynowicz.Trina@epa.gov](mailto:Martynowicz.Trina@epa.gov)

---

**From:** Leidy, Robert  
**Sent:** Thursday, January 23, 2014 11:00 AM  
**To:** Martynowicz, Trina  
**Cc:** Brush, Jason; Goldmann, Elizabeth; Goforth, Kathleen; Diamond, Jane  
**Subject:** FW: Meeting on January 28th with EPA and CEQ

Trina,

See below conformation from Pima County for the EPA/CEQ meeting with Administrator Chuck Huckelberry on January 28<sup>th</sup> from 1:00-2:30p at the county's offices.

Rob

---

**Robert A. Leidy, Ph.D.**  
**U.S. Environmental Protection Agency**  
**Wetlands Office (WTR-8)**  
**75 Hawthorne Street**  
**San Francisco, CA 94105**  
**(415) 972-3463**

---

**From:** Maura Kwiatkowski [<mailto:Maura.Kwiatkowski@pima.gov>]  
**Sent:** Thursday, January 23, 2014 10:53 AM  
**To:** Leidy, Robert  
**Cc:** Julia Fonseca  
**Subject:** RE: Meeting on January 28th with EPA and CEQ

Hello, Rob. Yes, that timeframe works.

Our office is located at 130 West Congress Street, Floor 10, in downtown Tucson.

Attached is the map for access to the parking garage below our building. If you can send me the make, model and color(s) of the vehicle(s) you will be in, I will arrange visitor parking for you in this secure garage. You can then just take the elevator to Floor 10 for the meeting.

Looking forward to your visit.

Regards,  
Maura

Maura J. Kwiatkowski  
Chief Administrative Assistant to  
Pima County Administrator Chuck Huckelberry  
130 W. Congress Street, Floor 10  
Tucson, Arizona 85701  
520.724.8587

---

**From:** Leidy, Robert [<mailto:Leidy.Robert@epa.gov>]  
**Sent:** Thursday, January 23, 2014 11:45 AM  
**To:** Maura Kwiatkowski  
**Cc:** Julia Fonseca  
**Subject:** RE: Meeting on January 28th with EPA and CEQ

Hello Maura,

I am coordinating the proposed meeting between EPA and Chuck Huckelberry for January 28<sup>th</sup>.  
Would the 1:00-2:30pm time slot be acceptable? Those attending the meeting are:

Ken Kapolis (EPA Assistant Administrator for Water, Washington, DC)  
Susan Brom (Office of Federal Activities, Washington)

Horst Greczmiel (CEQ, Washington)  
Kathy Goforth (EPA Office of Federal Activities, Region 9)  
Jason Brush (EPA Wetlands Office, R9)  
Robert Leidy (EPA Wetlands Office R9)

If the time slot is acceptable, please let us know where you would like meet. Thank you.

Regards,

Rob Leidy

---

**Robert A. Leidy, Ph.D.**  
**U.S. Environmental Protection Agency**  
**Wetlands Office (WTR-8)**  
**75 Hawthorne Street**  
**San Francisco, CA 94105**  
**(415) 972-3463**

**From:** [Brush, Jason](#)  
**To:** [Blaine, Marjorie E SPL](#); "[jupchurch01@fs.fed.us](#)"  
**Cc:** [Castanon, David J SPL](#)  
**Subject:** Re: Proposed Rosemont Letter and Technical Memo (UNCLASSIFIED)  
**Date:** Thursday, April 17, 2014 10:12:59 AM

---

Thanks Marjorie.

Sent from my BlackBerry 10 smartphone on the Verizon Wireless 4G LTE network.

Original Message

From: Blaine, Marjorie E SPL  
Sent: Thursday, April 17, 2014 9:17 AM  
To: Brush, Jason; 'jupchurch01@fs.fed.us'  
Subject: Fw: Proposed Rosemont Letter and Technical Memo (UNCLASSIFIED)

Fyi. Hard copies in the mail to you both.

Marjorie Blaine  
Senior Regulatory Project Manager  
Message sent from my Blackberry

----- Original Message -----

From: Mack, Juanita SPL  
Sent: Wednesday, April 16, 2014 02:15 PM  
To: [rpacer@rosemontcopper.com](mailto:rpacer@rosemontcopper.com) <[rpacer@rosemontcopper.com](mailto:rpacer@rosemontcopper.com)>  
Cc: Blaine, Marjorie E SPL  
Subject: Proposed Rosemont Letter and Technical Memo (UNCLASSIFIED)

Classification: UNCLASSIFIED  
Caveats: NONE

Mr. Pace,

Please see attached letter and Technical memorandum dated April 16, 2014. If you have any questions please contact Marjorie Blaine.

Thank you,

Juanita Mack  
Regulatory Assistant  
Regulatory Division - CESPL-RG  
U.S. Army Corps of Engineers, Los Angeles District  
915 Wilshire Blvd, Los Angeles, CA 90017  
Ph-(213) 452-3408

Classification: UNCLASSIFIED  
Caveats: NONE



-----Original Message-----

From: Brush, Jason [<mailto:Brush.Jason@epa.gov>]

Sent: Wednesday, February 26, 2014 7:28 PM

To: Castanon, David J SPL; Diebolt, Sallie SPL; Blaine, Marjorie E SPL

Subject: [EXTERNAL] FW: Rosemont

Mr. Cunningham (and Sturgess) have been seeking an audience with us for a few weeks. You'll see below I suggested it most appropriate to have you there, but I'm happy to hear them out either way. I'd suggest the afternoon of the 6th.

Jason A. Brush  
Supervisor, Wetlands Office  
U.S. Environmental Protection Agency, Region 9  
75 Hawthorne Street (WTR-8)  
San Francisco, CA 94105

~~~~~  
desk: 415.972.3483

fax: 415.947.3537  
~~~~~

From: Patrick Cunningham [<mailto:pcunningham@azhighground.com>]

Sent: Tuesday, February 25, 2014 3:57 PM

To: Brush, Jason

Cc: Diamond, Jane

Subject: Re: Rosemont

Jason: Thanks for your email and I hope Jury Duty was, or is, fun.

Jamie and I can meet any time on March 3, 4, 5 or 6. We prefer the 4th or the 6th if that is possible.

If your jury duty went away and you would like to meet this Thursday or Friday, we can make those dates also.

Thanks. PJC

Patrick J. Cunningham

Public Affairs Consulting

General Counsel to Highground

HighGround, Inc.

830 N. 4th Ave

Phoenix, AZ 85003

Cell: 6 [REDACTED]

Office: 602-528-3684

PCunningham@azhighground.com

www.azhighground.com

From: "Brush, Jason" <Brush.Jason@epa.gov>

Date: Saturday, February 22, 2014 at 2:38 PM

To: Patrick At HighGround <pcunningham@azhighground.com>, "Diamond, Jane" <Diamond.Jane@epa.gov>

Subject: RE: Rosemont

Hi Patrick – I apologize for the delay in my response, as I've been out of the office two of the last 3 weeks.

Regrettably, it appears I'm also potentially out next week on jury duty beginning 2/24. Perhaps we can pencil in time the week of March 3rd to connect?

Jason A. Brush

Supervisor, Wetlands Office

U.S. Environmental Protection Agency, Region 9

75 Hawthorne Street (WTR-8)

San Francisco, CA 94105

~~~~~  
desk: 415.972.3483

fax: 415.947.3537  
~~~~~

From: Patrick Cunningham [<mailto:pcunningham@azhighground.com>]

Sent: Thursday, February 13, 2014 8:33 AM

To: Diamond, Jane

Cc: Brush, Jason

Subject: Re: Rosemont

Thanks Jane. Have a great weekend! PJC

Patrick J. Cunningham

Public Affairs Consultant and

General Counsel

HighGround Inc.

830 North 4th Ave.

Phoenix, AZ 85003

602-528-3684

Mobile: 6 [REDACTED]

[www.azhighground.com](http://www.azhighground.com)

<<http://./Documents%20and%20Settings/Kate/Application%20Data/Microsoft/Signatures/www.azhighground.com>>

On Thu, Feb 13, 2014 at 9:24 AM, Diamond, Jane <Diamond.Jane@epa.gov> wrote:

We'll get back to you after the holiday next week, Patrick.

Jane Diamond

Water Director

415-947-8707

---

From: Patrick Cunningham <pcunningham@azhighground.com>

Sent: Thursday, February 13, 2014 8:20:52 AM

To: Brush, Jason

Cc: Strauss, Alexis; Diamond, Jane

Subject: Re: Rosemont

Jason:

Thanks for your email and thoughts on the issues. I was contemplating a discussion in addition to the ongoing 404 discussion, and a discussion that would encompass broader project impacts. It seems to me the 404 permit process is proceeding with all the right parties in the discussion. I am suggesting that we need to listen harder to EPA, and then try to address the broader EPA mitigation concerns in addition to the 404 permit process.

Jamie and I will make ourselves available after the President's Day holiday and suggest Thursday or Friday, Feb 27 or 28 in your offices.

Best Regards.

PJC

Patrick J. Cunningham

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Phoenix, AZ 85003

Cell: 6 [REDACTED]

Office: 602-528-3684

PCunningham@azhighground.com

[www.azhighground.com](http://www.azhighground.com)

From: "Brush, Jason" <Brush.Jason@epa.gov>

Date: Thursday, February 6, 2014 at 1:21 PM

To: Patrick At HighGround <pcunningham@azhighground.com>

Cc: "Strauss, Alexis" <Strauss.Alexis@epa.gov>, "Diamond, Jane" <Diamond.Jane@epa.gov>

Subject: RE: Rosemont

Hello Patrick – As Jamie and I discussed last week in the field, I'd be happy to talk. I also think the discussion might be most appropriate with the Corps present, and most productive after the Corps and EPA have met on 2/12 on mitigation issues. Let's shoot tentatively for something after the Presidents' Day holiday, pending Corps agreement.

Thanks - Jason

Jason A. Brush  
Supervisor, Wetlands Office  
U.S. Environmental Protection Agency, Region 9  
75 Hawthorne Street (WTR-8)  
San Francisco, CA 94105

~~~~~  
desk: 415.972.3483  
fax: 415.947.3537  
~~~~~

From: Patrick Cunningham [<mailto:pcunningham@azhighground.com>]  
Sent: Thursday, February 06, 2014 11:18 AM  
To: Brush, Jason  
Cc: Strauss, Alexis; Diamond, Jane  
Subject: Rosemont

Jason:

I have spoken briefly with Alexis and Jane regarding Jared's meeting with Jamie Sturgess and Rod Pace of Rosemont last week, and I would like to follow up with you. I have several voice messages for you, but I know you are busy and they may not have reached you. Please give me a call on my cell at 602.377.7803 <tel:602.377.7803> regarding Rosemont when you have a moment.

Thanks for your time and best regards.

PJC

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Classification: UNCLASSIFIED  
Caveats: NONE

Classification: UNCLASSIFIED  
Caveats: NONE

**From:** [Brush, Jason](#)  
**To:** [Patrick Cunningham](#)  
**Cc:** [Blaine, Marjorie E SPL](#); [Leidy, Robert](#); [Goldmann, Elizabeth](#)  
**Subject:** Re: Rosemont, Thursday Teleconference at 1pm California Time, 2pm Arizona Time?  
**Date:** Monday, March 03, 2014 5:43:54 PM

---

Sounds good.

---

**From:** Patrick Cunningham <pcunningham@azhighground.com>  
**Sent:** Monday, March 03, 2014 4:30:36 PM  
**To:** Brush, Jason  
**Cc:** Diamond, Jane; Blaine, Marjorie E SPL  
**Subject:** Re: Rosemont, Thursday Teleconference at 1pm California Time, 2pm Arizona Time?

Jason and Friends: I think the teleconference is a good idea. How about we convene at 1pm California time, 2pm Arizona time? We can use our conference line if you like:

Call in: (b) (6)

Look forward to it and thanks.

PJC

Patrick J. Cunningham  
Public Affairs Consultant and  
General Counsel  
HighGround Inc.  
830 North 4th Ave.  
Phoenix, AZ 85003  
[602-528-3684](tel:602-528-3684)  
Mobile: 6  
[www.azhighground.com](http://www.azhighground.com)

On Mon, Mar 3, 2014 at 4:30 PM, Brush, Jason <[Brush.Jason@epa.gov](mailto:Brush.Jason@epa.gov)> wrote:

Hello Patrick - I was just circling back with our NEPA shop to see if any managers were available that afternoon. It turns out they are not, so the meeting will be with just me and perhaps one of my staff most familiar with the project (either Rob Leidy or Elizabeth Goldmann). We'll also have Marjorie on the line. To be clear, EPA is not (and has not) suggested that any mitigation is required beyond existing law and regulation ---so this is not an "in addition to 404" conversation.

I am not able to travel, but I would not suggest you need to either. We are happy to host you if you choose, but I'd be fine with a teleconference as well (we'll have Marjorie by phone, too). My afternoon schedule is flexible, so please choose a time that is most convenient to you and Jamie.

Best regards,

Jason

Jason A. Brush  
Supervisor, Wetlands Office  
U.S. Environmental Protection Agency, Region 9  
75 Hawthorne Street (WTR-8)  
San Francisco, CA 94105

~~~~~  
desk: [415.972.3483](tel:415.972.3483)

fax: [415.947.3537](tel:415.947.3537)  
~~~~~

---

**From:** Patrick Cunningham [mailto:[pcunningham@azhighground.com](mailto:pcunningham@azhighground.com)]  
**Sent:** Monday, March 03, 2014 3:22 PM  
**To:** Brush, Jason  
**Cc:** Diamond, Jane  
**Subject:** Re: Rosemont

Jason:

We had not received word on the meeting until your email this morning. Are we meeting in San Francisco, Phoenix or Tucson? Please let me know and we can start our travel plans.

Also, Jamie and I are attending for Rosemont. Who else will be attending?

As I was saying last week, I suggest that we need to listen to EPA on your mitigation issues aside from the 404 mitigation that has its own track, and then try to address the broader EPA mitigation concerns that appear to us to be in addition to the 404 permit mitigation.

Thanks! PJC

Patrick J. Cunningham

Public Affairs Consultant and



General Counsel

HighGround Inc.

830 North 4th Ave.

Phoenix, AZ 85003

[602-528-3684](tel:602-528-3684)

Mobile: [REDACTED]

[www.azhighground.com](http://www.azhighground.com)

On Mon, Mar 3, 2014 at 9:41 AM, Brush, Jason <[Brush.Jason@epa.gov](mailto:Brush.Jason@epa.gov)> wrote:

Afternoon of the 6th? Corps indicated they could make that.

---

**From:** Patrick Cunningham <[pcunningham@azhighground.com](mailto:pcunningham@azhighground.com)>

**Sent:** Sunday, March 02, 2014 8:37:31 PM

**To:** Brush, Jason

**Subject:** Re: Rosemont

Jason: Any thoughts on a meeting date? Thanks. PJC

Patrick J. Cunningham

Public Affairs Consultant and

General Counsel

HighGround Inc.

830 North 4th Ave.

Phoenix, AZ 85003

[602-528-3684](tel:602-528-3684)

Mobile: [602-377-7803](tel:602-377-7803)

[www.azhighground.com](http://www.azhighground.com)

On Tue, Feb 25, 2014 at 6:30 PM, Brush, Jason <[Brush.Jason@epa.gov](mailto:Brush.Jason@epa.gov)> wrote:

Voir dire is taking multiple days, but I'll keep you posted.

---

**From:** Patrick Cunningham <[pcunningham@azhighground.com](mailto:pcunningham@azhighground.com)>

**Sent:** Tuesday, February 25, 2014 6:57:11 PM

**To:** Brush, Jason

**Cc:** Diamond, Jane

**Subject:** Re: Rosemont

Jason: Thanks for your email and I hope Jury Duty was, or is, fun.

Jamie and I can meet any time on March 3, 4, 5 or 6. We prefer the 4th or the 6th if that is possible.

If your jury duty went away and you would like to meet this Thursday or Friday, we can make those dates also.

Thanks. PJC

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---

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**Date:** Saturday, February 22, 2014 at 2:38 PM  
**To:** Patrick At HighGround <[pcunningham@azhighground.com](mailto:pcunningham@azhighground.com)>, "Diamond, Jane" <[Diamond.Jane@epa.gov](mailto:Diamond.Jane@epa.gov)>  
**Subject:** RE: Rosemont

Hi Patrick – I apologize for the delay in my response, as I've been out of the office two of the last 3 weeks. Regrettably, it appears I'm also potentially out next week on jury duty beginning 2/24. Perhaps we can pencil in time the week of March 3<sup>rd</sup> to connect?

Jason A. Brush  
Supervisor, Wetlands Office  
U.S. Environmental Protection Agency, Region 9  
75 Hawthorne Street (WTR-8)  
San Francisco, CA 94105  
~~~~~  
desk: [415.972.3483](tel:415.972.3483)  
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**To:** Diamond, Jane  
**Cc:** Brush, Jason  
**Subject:** Re: Rosemont

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Patrick J. Cunningham  
Public Affairs Consultant and

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Mobile: 6 [REDACTED]

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On Thu, Feb 13, 2014 at 9:24 AM, Diamond, Jane  
<[Diamond.Jane@epa.gov](mailto:Diamond.Jane@epa.gov)> wrote:

We'll get back to you after the holiday next week, Patrick.

Jane Diamond

Water Director

[415-947-8707](tel:415-947-8707)

---

**From:** Patrick Cunningham <[pcunningham@azhighground.com](mailto:pcunningham@azhighground.com)>

**Sent:** Thursday, February 13, 2014 8:20:52 AM

**To:** Brush, Jason

**Cc:** Strauss, Alexis; Diamond, Jane

**Subject:** Re: Rosemont

Jason:

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Jamie and I will make ourselves available after the President's Day holiday and suggest Thursday or Friday, Feb 27 or 28 in your offices.

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PJC

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[www.azhighground.com](http://www.azhighground.com)

---

**From:** "Brush, Jason" <[Brush.Jason@epa.gov](mailto:Brush.Jason@epa.gov)>  
**Date:** Thursday, February 6, 2014 at 1:21 PM  
**To:** Patrick At HighGround <[pcunningham@azhighground.com](mailto:pcunningham@azhighground.com)>  
**Cc:** "Strauss, Alexis" <[Strauss.Alexis@epa.gov](mailto:Strauss.Alexis@epa.gov)>, "Diamond, Jane" <[Diamond.Jane@epa.gov](mailto:Diamond.Jane@epa.gov)>  
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Thanks - Jason

Jason A. Brush  
Supervisor, Wetlands Office  
U.S. Environmental Protection Agency, Region 9  
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San Francisco, CA 94105

~~~~~  
desk: [415.972.3483](tel:415.972.3483)

fax: [415.947.3537](tel:415.947.3537)  
~~~~~

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**From:** Patrick Cunningham [<mailto:pcunningham@azhighground.com>]  
**Sent:** Thursday, February 06, 2014 11:18 AM  
**To:** Brush, Jason  
**Cc:** Strauss, Alexis; Diamond, Jane  
**Subject:** Rosemont

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I have spoken briefly with Alexis and Jane regarding Jared's meeting with Jamie Sturgess and Rod Pace of Rosemont last week, and I would like to follow up with you. I have several voice messages for you, but I know you are busy and they may not have reached you.

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---

**From:** [Brush, Jason](#)  
**To:** [Leidy, Robert](#); [Blaine, Marjorie E SPL](#); [pcunningham@azhighground.com](mailto:pcunningham@azhighground.com)  
**Cc:** [Goforth, Kathleen](#); [Dunning, Connell](#); [Hanf, Lisa](#)  
**Subject:** Rosemont Teleconference w/EPA  
**Start:** Thursday, March 06, 2014 1:00:00 PM  
**End:** Thursday, March 06, 2014 2:00:00 PM  
**Location:** Call in: 8 [REDACTED], Participant ID: 3 [REDACTED]

---

Just FYI for Lisa, Kathy and Connell (NEPA mgmt team)

-----  
From: Patrick Cunningham [pcunningham@azhighground.com]  
Sent: Monday, March 03, 2014 4:31 PM  
To: Brush, Jason  
Cc: Diamond, Jane; Blaine, Marjorie E SPL  
Subject: Re: Rosemont, Thursday Teleconference at 1pm California Time, 2pm Arizona Time?

Jason and Friends: I think the teleconference is a good idea. How about we convene at 1pm California time, 2pm Arizona time? We can use our conference line if you like:

Call in: (b) (6) [REDACTED]

Look forward to it and thanks.

PJC

Patrick J. Cunningham  
Public Affairs Consultant and  
General Counsel  
HighGround Inc.  
830 North 4th Ave.  
Phoenix, AZ 85003  
602-528-3684  
Mobile: 6 [REDACTED]

[www.azhighground.com](http://.../Documents%20and%20Settings/Kate/Application%20Data/Microsoft/Signatures/www.azhighground.com) <<http://.../Documents%20and%20Settings/Kate/Application%20Data/Microsoft/Signatures/www.azhighground.com>>

On Mon, Mar 3, 2014 at 4:30 PM, Brush, Jason <[Brush.Jason@epa.gov](mailto:Brush.Jason@epa.gov)> wrote:

Hello Patrick - I was just circling back with our NEPA shop to see if any managers were available that afternoon. It turns out they are not, so the meeting will be with just me and perhaps one of my staff most familiar with the project (either Rob Leidy or Elizabeth Goldmann). We'll also have Marjorie on the line. To be clear, EPA is not (and has not) suggested that any mitigation is required beyond existing law and regulation ---so this is not an "in addition to 404" conversation.

I am not able to travel, but I would not suggest you need to either. We are happy to host you if you choose, but I'd be fine with a teleconference as well (we'll have Marjorie by phone, too). My afternoon schedule is flexible, so please choose a time that is most convenient to you and Jamie.

Best regards,

Jason

Jason A. Brush  
Supervisor, Wetlands Office  
U.S. Environmental Protection Agency, Region 9  
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San Francisco, CA 94105

~~~~~  
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fax: 415.947.3537 <<tel:415.947.3537>>  
~~~~~



From: Patrick Cunningham [mailto:pcunningham@azhighground.com <mailto:pcunningham@azhighground.com> ]  
Sent: Monday, March 03, 2014 3:22 PM  
To: Brush, Jason  
Cc: Diamond, Jane  
Subject: Re: Rosemont

Jason:

We had not received word on the meeting until your email this morning. Are we meeting in San Francisco, Phoenix or Tucson? Please let me know and we can start our travel plans.

Also, Jamie and I are attending for Rosemont. Who else will be attending?

As I was saying last week, I suggest that we need to listen to EPA on your mitigation issues aside from the 404 mitigation that has its own track, and then try to address the broader EPA mitigation concerns that appear to us to be in addition to the 404 permit mitigation.

Thanks! PJC

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[www.azhighground.com <http://.../Documents%20and%20Settings/Kate/Application%20Data/Microsoft/Signatures/www.azhighground.com>](http://.../Documents%20and%20Settings/Kate/Application%20Data/Microsoft/Signatures/www.azhighground.com)

On Mon, Mar 3, 2014 at 9:41 AM, Brush, Jason <Brush.Jason@epa.gov <mailto:Brush Jason@epa.gov> > wrote:

Afternoon of the 6th? Corps indicated they could make that.

---

From: Patrick Cunningham <pcunningham@azhighground.com <mailto:pcunningham@azhighground.com> >  
Sent: Sunday, March 02, 2014 8:37:31 PM  
To: Brush, Jason  
Subject: Re: Rosemont

Jason: Any thoughts on a meeting date? Thanks. PJC

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On Tue, Feb 25, 2014 at 6:30 PM, Brush, Jason <Brush.Jason@epa.gov <mailto:Brush.Jason@epa.gov> > wrote:

Voir dire is taking multiple days, but I'll keep you posted.

---

From: Patrick Cunningham <pcunningham@azhighground.com <mailto:pcunningham@azhighground.com> >  
Sent: Tuesday, February 25, 2014 6:57:11 PM  
To: Brush, Jason  
Cc: Diamond, Jane  
Subject: Re: Rosemont

Jason: Thanks for your email and I hope Jury Duty was, or is, fun.

Jamie and I can meet any time on March 3, 4, 5 or 6. We prefer the 4th or the 6th if that is possible.

If your jury duty went away and you would like to meet this Thursday or Friday, we can make those dates also.

Thanks. PJC

Patrick J. Cunningham

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PCunningham@azhighground.com <mailto:PCunningham@azhighground.com>

www.azhighground.com <http://www.azhighground.com>

From: "Brush, Jason" <Brush.Jason@epa.gov <mailto:Brush.Jason@epa.gov> >  
Date: Saturday, February 22, 2014 at 2:38 PM  
To: Patrick At HighGround <pcunningham@azhighground.com <mailto:pcunningham@azhighground.com> >, "Diamond, Jane" <Diamond.Jane@epa.gov <mailto:Diamond.Jane@epa.gov> >  
Subject: RE: Rosemont

Hi Patrick – I apologize for the delay in my response, as I've been out of the office two of the last 3 weeks. Regrettably, it appears I'm also potentially out next week on jury duty beginning 2/24. Perhaps we can pencil in time the week of March 3rd to connect?

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~~~~~

From: Patrick Cunningham [mailto:pcunningham@azhighground.com]  
Sent: Thursday, February 13, 2014 8:33 AM  
To: Diamond, Jane  
Cc: Brush, Jason  
Subject: Re: Rosemont

Thanks Jane. Have a great weekend! PJC

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[www.azhighground.com <http://../Documents%20and%20Settings/Kate/Application%20Data/Microsoft/Signatures/www.azhighground.com>](http://../Documents%20and%20Settings/Kate/Application%20Data/Microsoft/Signatures/www.azhighground.com)

On Thu, Feb 13, 2014 at 9:24 AM, Diamond, Jane <Diamond.Jane@epa.gov <mailto:Diamond.Jane@epa.gov> > wrote:

We'll get back to you after the holiday next week, Patrick.  
Jane Diamond  
Water Director  
415-947-8707 <tel:415-947-8707>

---

From: Patrick Cunningham <pcunningham@azhighground.com <mailto:pcunningham@azhighground.com> >  
Sent: Thursday, February 13, 2014 8:20:52 AM  
To: Brush, Jason  
Cc: Strauss, Alexis; Diamond, Jane  
Subject: Re: Rosemont

Jason:

Thanks for your email and thoughts on the issues. I was contemplating a discussion in addition to the ongoing 404 discussion, and a discussion that would encompass broader project impacts. It seems to me the 404 permit process is proceeding with all the right parties in the discussion. I am suggesting that we need to listen harder to EPA, and then try to address the broader EPA mitigation concerns in addition to the 404 permit process.

Jamie and I will make ourselves available after the President's Day holiday and suggest Thursday or Friday, Feb 27 or 28 in your offices.

Best Regards.

PJC

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From: "Brush, Jason" <Brush.Jason@epa.gov <mailto:Brush.Jason@epa.gov> >

Date: Thursday, February 6, 2014 at 1:21 PM

To: Patrick At HighGround <pcunningham@azhighground.com <mailto:pcunningham@azhighground.com> >

Cc: "Strauss, Alexis" <Strauss.Alexis@epa.gov <mailto:Strauss.Alexis@epa.gov> >, "Diamond, Jane" <Diamond.Jane@epa.gov <mailto:Diamond.Jane@epa.gov> >

Subject: RE: Rosemont

Hello Patrick – As Jamie and I discussed last week in the field, I'd be happy to talk. I also think the discussion might be most appropriate with the Corps present, and most productive after the Corps and EPA have met on 2/12 on mitigation issues. Let's shoot tentatively for something after the Presidents' Day holiday, pending Corps agreement.

Thanks - Jason

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~~~~~

From: Patrick Cunningham [mailto:pcunningham@azhighground.com]

Sent: Thursday, February 06, 2014 11:18 AM

To: Brush, Jason

Cc: Strauss, Alexis; Diamond, Jane

Subject: Rosemont

Jason:

I have spoken briefly with Alexis and Jane regarding Jared's meeting with Jamie Sturgess and Rod Pace of Rosemont last week, and I would like to follow up with you. I have several voice messages for you, but I know you are busy and they may not have reached you. Please give me a call on my cell at [REDACTED] > regarding Rosemont when you have a moment.

Thanks for your time and best regards.

PJC

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**From:** [Brush, Jason](#)  
**To:** [Greczmiel, Horst](#); [Evans, David](#); [Pendergast, Jim](#); [Kaiser, Russell](#); [Miller, Clay](#)  
**Cc:** [Diamond, Jane](#); [Johnson, Kathleen](#); [Hanf, Lisa](#); [Woo, Nancy](#); [Goldmann, Elizabeth](#); [Leidy, Robert](#); [Jessop, Carter](#); [Goforth, Kathleen](#)  
**Bcc:** [Castanon, David J SPL](#)  
**Subject:** Rosemont: DRAFT Agency process map for CEQ call this Friday  
**Date:** Wednesday, April 23, 2014 5:58:00 PM  
**Attachments:** [4.25.14.Discussion.prompt\\_agency\\_dependencies\\_map.pptx](#)  
[image001.png](#)  
**Importance:** High

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Hi Horst – On last weeks interagency call, **B5 Deliberative**

[REDACTED]

**B5 Deliberative**

[REDACTED]

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~~~~~

**From:** [Brush, Jason](#)  
**To:** [Castanon, David J SPL](#)  
**Cc:** [Diebolt, Sallie SPL](#)  
**Bcc:** [Goldmann, Elizabeth](#)  
**Subject:** Some topics for Friday  
**Date:** Thursday, October 29, 2015 11:23:00 AM  
**Attachments:** [AX-16-000-0309.pdf](#)  
**Importance:** High

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Hi Dave – Thanks for hosting me in Ventura tomorrow. Here are some items I'd like to discuss, and I'm sure you have some too:

- No [REDACTED]
- n- [REDACTED]
- Re [REDACTED]
- sp [REDACTED]
- on [REDACTED]
- i Rosemont
- Non-Responsive [REDACTED]
- [REDACTED]
- [REDACTED]

I'm scheduled to land at 8:00 am at LAX and will update you as I hit the highway. My cell is (b) (6) [REDACTED]

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**desk: 415.972.3483**  
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**From:** [Brush, Jason](#)  
**To:** [Castanon, David J SPL](#)  
**Subject:** SPL-EPA update: AZ mines focus  
**Start:** Wednesday, February 04, 2015 2:10:00 PM  
**End:** Wednesday, February 04, 2015 3:10:00 PM  
**Location:** 415.972.3483

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Agenda (maybe 10-15 min on each):

1. Rosemont - **B5 Deliberative**  
**Non-Responsive**



**From:** [Brush, Jason](#)  
**To:** [Brush, Jason](#); [Greczmiel, Horst](#); [Evans, David](#); [Pendergast, Jim](#); [Kaiser, Russell](#); [Miller, Clay](#)  
**Cc:** [Diamond, Jane](#); [Johnson, Kathleen](#); [Hanf, Lisa](#); [Woo, Nancy](#); [Goldmann, Elizabeth](#); [Leidy, Robert](#); [Jessop, Carter](#); [Goforth, Kathleen](#)  
**Subject:** UPDATE - Re: Rosemont: DRAFT Agency process map for CEQ call this Friday  
**Date:** Wednesday, April 23, 2014 8:18 00 PM

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Voicemail from ADEQ this evening indicates 401 decision is on a "by memorial day" approx target.

Sent from my BlackBerry 10 smartphone on the Verizon Wireless 4G LTE network.

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**From:** Brush, Jason  
**Sent:** Wednesday, April 23, 2014 5:58 PM  
**To:** Greczmiel, Horst; Evans, David; Pendergast, Jim; Kaiser, Russell; Miller, Clay  
**Cc:** Diamond, Jane; Johnson, Kathleen; Hanf, Lisa; Woo, Nancy; Goldmann, Elizabeth; Leidy, Robert; Jessop, Carter; Goforth, Kathleen  
**Subject:** Rosemont: DRAFT Agency process map for CEQ call this Friday

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Hi Horst – On last weeks interagency call, EPA suggested the group might benefit from airing out our various understandings of which agency actions need to precede others. The group generally agreed this would be worthwhile for discussion on the 25<sup>th</sup>, with EPA sending out a straw representation a few days ahead of how we see the sequence of interdependencies. Attached is that straw visual for wider distribution to your group list of agency partners.

Our aim here was to prompt discussion; indeed, my hope is that we have missed or botched some things so people will be motivated to correct them! The format is meant to be visually self-explanatory and as simple as possible, but in a nutshell, the order of the boxes (actions) are what we believe the agencies would prefer to have happen, but are not necessarily a legally required sequence. The black connecting lines are meant to show the stronger legal or regulatory dependencies (ie to illustrate that X must happen before Y, either by law, regulation or policy).

B5 Deliberative



B5 Deliberative



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**From:** [Martynowicz, Trina](#)  
**To:** [Martynowicz, Trina](#); [msvogel@fs.fed.us](mailto:msvogel@fs.fed.us)  
**Cc:** [Leidy, Robert](#); [Brush, Jason](#); [Goforth, Kathleen](#); [Diamond, Jane](#)  
**Subject:** Walden's, EPA and USFS Meeting over Dinner on the 28th  
**Date:** Thursday, January 23, 2014 4:39:19 PM  
**Attachments:** [DRAFT Proposed Itinerary for Rosemont Visit External 012314 v3.docx](#)

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Hi Mindy. I'm not sure if there are problems with your voice mail phone system, as I haven't been able to leave a message for the past few hours.

I spoke with Dinah and the Walden's would like to have dinner with EPA and the USFS on the evening of the 28<sup>th</sup> probably at 7pm. Thus I've updated the itinerary accordingly. Can you please confirm that the USFS would be able to attend this meeting? We're looking into restaurants now and would appreciate any recommendations you also have!

EPA would then not meet with the Walden's individually, but instead just during this dinner.

I'd also defer to Dinah and you if the other federal agencies should also be invited to this meeting/dinner or not. If so, we should make sure to mention such during our federal agency-wide call tomorrow.

I hope to hear back from you soon!

Trina Martynowicz  
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San Francisco, CA 94105  
415.972.3474  
[Martynowicz.Trina@epa.gov](mailto:Martynowicz.Trina@epa.gov)

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**From:** Martynowicz, Trina  
**Sent:** Thursday, January 23, 2014 11:49 AM  
**To:** 'msvogel@fs.fed.us'  
**Cc:** Leidy, Robert; Brush, Jason; Goldmann, Elizabeth  
**Subject:** Rosemont Itinerary for the USFS

Mindy, per our discussion, I'll let you know the tribal response. Thanks for being so understanding that the tribe requested this meeting with EPA and the Corps.

We would like to invite you to the LCNCA tour! Attached is our latest draft itinerary for the areas that would be of interest to the USFS. If the tribe would like to include the USFS in their meeting, I'll send you a revised itinerary with such information. Can you please provide your phone number so I can make sure to incorporate such into our contact list and whom from the USFS will be attending the LCNCA tour so I can add it to the itinerary?

Thanks!

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